

January 31, 1974

CLERK: (Read LB652) There are committee amendments by the Urban Affairs Committee, signed Senator Snyder, Chairman.

SPEAKER: Senator Snyder?

SENATOR SNYDER: Thank you Mr. President. The amendment is very simple, it is only the deletion of one word and the insertion of another. It strikes the word lesser and inserts the word greater. So while it is a simple amendment as far as it only has two words involved, it has great impact on the bill. Mr. President, I would move for the adoption of the committee amendment.

SPEAKER: Senator Murphy?

SENATOR MURPHY: I would have to oppose the adoption of this particular amendment and I was of the impression that the introducer would have no objection to striking this particular committee amendment. This amendment would strike the present proposition that a city may pave two blocks without the customary requirements of accession by 51%. This would, in effect, mean that if you strike the word lesser that a city may now move without the permission of the abutting property owners to pave up to $4\frac{1}{2}$ blocks. We have no objection to the extension of 1,200 feet to the 1,325, however, we would object very seriously in smaller towns to permitting a city to proceed to pave $4\frac{1}{2}$ blocks without the consent of a majority of the abutting property owners. Therefore, I oppose this particular committee amendment and ask that the word lesser be left in this bill.

SPEAKER: Senator Duis?

SENATOR DUIS: Mr. President and members of the Legislature. I voted against putting the bill on the floor of the Legislature, merely because of this amendment. It was discussed at length in there, and if the amendment is deleted and the word lesser left in there instead of greater, why then of course I would support the bill for the same reasons that Senator Murphy and we did have good discussion on it because we have no objection to the city of Omaha or anyone else getting the larger footage, it is just the fact that if it is that much and it is one of which ever is the greater, we would have some small towns that they can pave the whole main street without asking anybody about it, so I would object to the committee amendment also.

SPEAKER: Senator Snyder?

SENATOR SNYDER: Well Mr. President, in view of this and we were able to get one of the gentlemen who have objected to vote for the amendment in order to get the bill on the floor, at the time you will recall we were sort of at work on General File, so they went along with the understanding that they would object on the floor. I think with talking with the introducer, Senator Moylan, and the people who were interested in the bill, they really don't have that much care one way or the other so maybe the interest of time, I will withdraw my motion for adoption of the committee amendment, and see if that doesn't settle things so we can move on.

SPEAKER: Any objection withdrawal of this amendment? Do you have any objection to that Senator Moylan?

SENATOR MOYLAN: Mr. President and members of the Legislature, I understand there was considerable discussion on that and the ones that asked me to introduce the bill, and myself, are willing to accede to their request and leave the amendment off. Leave the wording as it is in the bill.